

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

KEYSTONE REDEVELOPMENT  
PARTNERS, LLC,

Plaintiff

v.

THOMAS DECKER, MARY DIGIACOMO  
COLINS, RAYMOND S. ANGELI, JEFFREY  
W. COY, JOSEPH W. MARSHALL, III,  
KENNETH T. MCCABE, and SANFORD  
RIVERS, all named in their individual capacities  
as members of the Pennsylvania Gaming Control  
Board in December, 2006; and MARY  
DIGIACOMO COLINS, RAYMOND S.  
ANGELI, JEFFREY W. COY, JAMES B.  
GINTY, KENNETH T. MCCABE, SANFORD  
RIVERS, and GARY A. SOJKA, all named in  
their official capacities as current members  
of the Pennsylvania Gaming Control Board,

Defendants.

v.

HSP GAMING, L.P.,

Intervening Defendant

Civil Action No.  
1:CV-08-2265

Judge John E. Jones, III

Complaint Filed 12/19/08

Electronically Filed

**NOTICE OF APPEAL**

Notice is hereby given that Defendants, Thomas Decker, Mary DiGiacomo  
Colins, Raymond S. Angeli, Jeffrey W. Coy, Joseph W. Marshall, III, Kenneth T.

McCabe and Sanford Rivers, appeal to the United States Court of Appeals for the Third Circuit from this Court's Order of December 16, 2009 (Doc. 72) which denied the above-named Defendants' Motion to Dismiss Counts I and III of the Amended Complaint on the defenses of absolute and qualified immunity.

Respectfully submitted,

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Attorneys for Defendants

Dated: December 23, 2009

**CERTIFICATE OF SERVICE**

I, James J. Kutz, Esquire, hereby state that I have this day caused the foregoing *Notice of Appeal* to be transmitted to the Court electronically for electronic service upon the following attorneys:

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Dated: December 23, 2009